

Message Text

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FM AMEMBASSY JAKARTA

TO SECSTATE WASHDC 6925

INFO AMEMBASSY MANILA

AMEMBASSY MOSCOW

AMEMBASSY PORT LOUIS

AMEMBASSY SUVA

AMEMBASSY TOKYO

USMISSION USUN NY

USMISSION GENEVA

C O N F I D E N T I A L JAKARTA 2787

LIMDIS

EO 11652: GDS

TAGS: PLOS ID

SUBJ: INDONESIAN POSITION ON LAW OF SEA

1. SUMMARY: INDONESIAN EFFORTS AT NEXT LAW OF SEA CONFERENCE WILL BE DIRECTED TOWARD WIDEST POSSIBLE ACCEPTANCE ARCHIPELAGO PRINCIPLE. TACTICS WILL INVOLVE ATTEMPT REACH AGREEMENT ON PACKAGE OF ELEMENTS DESIGNED TO INSURE SUPPORT OF GROUP OF 77 AND, HOPEFULLY, MAJOR MARITIME NATIONS. IF AGREEMENT CANNOT BE REACHED WITH LATTER ON STRAITS TRANSIT, TEMPTATION WILL EXIST TO WIN POLITICAL VICTORY FOR ARCHIPELAGO. END SUMMARY

2. FROM RECENT EMBASSY CONVERSATIONS WITH INDONESIAN LOS AUTHORITIES, INCLUDING CONVERSATION BETWEEN AMBASSADOR AND AIR MARSHAL SUDARMONO MARCH 5, INDONESIAN CONFIDENTIAL

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POSITION AND TACTICS FOR FORTHCOMING GENEVA LOS

CONFERENCE NOW REASONABLY CLEAR.

3. DELEGATION: CHIEF OF DELEGATION WILL BE MINISTER OF JUSTICE MOCHTAR. HE HAS SIGNIFICANT DOMESTIC DUTIES, HOWEVER, AND CAN BE EXPECTED MAKE ONLY PERIODIC VISITS TO GENEVA. FIRST DEPUTY WILL BE AIR MARSHAL SUDARMONO WHO WILL SPEND ALL OF APRIL IN GENEVA. INDONESIAN DELEGATION AT OPENING WILL BE LED BY ONE OF THREE OTHER DEPUTIES, FOREIGN DEPARTMENT DIRECTOR GENERAL FOR POLITICAL AFFAIRS DJAJADININGRAT; UN AMBASSADOR ANYAR SANI; OR AMBASSADOR TO AUSTRIA ABDULLAH KAMIL.

4. POLITICAL SUPPORT: OVERRIDING INFLUENCE ON ACTIONS OF INDONESIAN DELEGATION LIKELY BE CONSPICUOUSNESS OF DESIRE FOR WIDE THIRD WORLD SUPPORT BOTH TO ACHIEVE LOS OBJECTIVES AND TO MAINTAIN INDONESIAN THIRD WORLD CREDENTIALS. SPECIAL EFFORT HAS BEEN MADE BY VARIOUS INDONESIAN EMISSARIES TO WIN SUPPORT OF GROUP OF 77 AND PARTICULARLY ARABS AND AFRICANS.

5. ARCHIPELAGO PRINCIPLE. PRIMARY OBJECTIVE WILL BE TO SECURE WIDE INTERNATIONAL SUPPORT FOR ARCHIPELAGO PRINCIPLE. FOLLOWING BILATERAL CONVERSATIONS WITH PHILIPPINES, FIJI AND MAURITIUS, INDONESIANS NOW BELIEVE THEY HAVE SUPPORT OF OTHER POTENTIAL ARCHIPELAGIC STATES FOR DETAILS AND CONCEPT. SUDARMONO TOLD AMBASSADOR THAT HE BELIEVES PHILIPPINES NOW ON BOARD ALTHOUGH NOT ABANDONING AS YET HISTORICAL WATERS APPROACH. PROVIDED STRAITS TRANSIT PROBLEM CAN BE RESOLVED (SEE BELOW), INDONESIANS BELIEVE THEY HAVE SUPPORT OF ALL MAJOR MARITIME POWERS. SOME DETAILS NEED YET TO BE WORKED OUT ONLY WITH US.

6. PACKAGE: TO ACHIEVE OBJECTIVES OF GROUP OF 77 SUPPORT AND MARITIME POWER AGREEMENT, INDONESIANS BELIEVE THEY MUST APPROACH ISSUE ON PACKAGE BASIS. THEY DO NOT ANTICIPATE INDEPENDENT SUCCESSIVE VOTES ON VARIOUS PRINCIPLES. INSTEAD THEY APPEAR TO BELIEVE THAT BY REACHING AGREEMENT WITH INTERESTED COUNTRIES

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ON EACH OF SEVERAL ELEMENTS IN PACKAGE, PROPOSAL CAN BE PRESENTED ENCOMPASSING SEVERAL ELEMENTS WITH ASSURANCE OF WIDE SUPPORT FOR TOTAL. PACKAGE WOULD BE MADE UP OF (A) ARCHIPELAGO PRINCIPLE, (B) TRANSIT PASSAGE REGIME, (C) TERRITORIAL SEA, (D) ECONOMIC ZONE, AND (E) DEEP SEABED.

7. TRANSIT: INDONESIA RECOGNIZES CLEARLY FOLLOWING

DISCUSSIONS WITH US AND WITH USSR THAT MAJOR MARITIME POWERS WILL NOT SUPPORT ANY ARCHIPELAGO PACKAGE WITHOUT INDONESIAN SUPPORT FOR SATISFACTORY TRANSIT REGIME IN ARCHIPELAGO AND IN STRAITS. FOR REASONS OF RELATIONSHIP WITH GROUP OF 77, INDONESIANS CANNOT SUPPORT FREE TRANSIT UNDER THAT NAME. INDONESIA IS AGREEABLE TO TRANSIT REGIME WHICH WOULD NOT INCLUDE NOTIFICATION. INDONESIA APPEARS TO HAVE NO PROBLEMS WITH EITHER UK TRANSIT PACKAGE PROPOSAL OR SOVIET L-11 PROPOSAL. EACH, HOWEVER, SUFFERS FROM FACT THAT IT HAS ALREADY BEEN TABLED AND HAS STIMULATED OPPOSITION FROM COUNTRIES WITHIN CONFERENCE. INDONESIA INCLINED TO HOPE FOR NEW STATEMENT NOT USING EITHER FREE PASSAGE OR INNOCENT PASSAGE WHICH COULD DRAW WIDE SUPPORT AND BE BASIS FOR MARITIME POWER AGREEMENT ON ARCHIPELAGO PRINCIPLE. NEWSOM

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